

In re Appln. Of: Wayne G. Dahulich  
Application No.: 10/726,065

#### AMENDMENTS TO THE DRAWINGS

Included herein are three replacement sheets including Figures 5-9 and three annotated sheets including Figures 5-9 showing the changes made thereto. These replacement sheets include the inclusion of reference numeral 51 previously omitted from the drawings in Figures 5 and 6, as well as resizing of the numbering in Figures 8 and 9 to overcome the objection to the size thereof.

Attachment: 3 Replacement Sheets  
3 Annotated Sheets Showing Changes

*REMARKS*

Claims 1-20 were pending in this application and stood rejected. Claims 1-20 have been cancelled. New claims 21-49 have been added. Three replacement drawing sheets and three annotated drawings sheets including Figures 5-9 are included herewith. No new matter has been added by these amendments. Consideration of new claims 21-49 and indication of allowability thereof in view of the foregoing amendments and following remarks are respectfully solicited.

The Examiner has objected to the drawings because the view numbers are not larger than the numbers used for reference characters in Figures 8 and 9, and the drawings failed to include reference character number 51 mentioned in the description. The applicant has submitted herewith annotated sheets and replacements sheets containing Figures 5-9 that overcome these objections. Specifically, Figures 5 and 6 have been amended to include the reference character 51, and Figures 8 and 9 have been redrawn so that the view numbers are larger than the numbers used for reference characters in accordance with 37 CFR 1.84(u)(2). Reconsideration of these grounds of objection and approval of the replacements sheets are therefore respectfully solicited.

The Examiner has objected to claim 5 due to the inclusion of a typographical error therein. The applicant respectfully submits that this ground of objection is moot in view of the cancellation of claim 5.

The Examiner has rejected claims 7-13 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The applicant respectfully submits that this ground of rejection is moot in view of the cancellation of claims 7-13. Reconsideration of this ground of rejection in view of the cancellation of these claims is respectfully solicited.

The Examiner has rejected claims 1-5, 7, 8, 13 and 14 under 35 U.S.C. § 102(b) as being anticipated by Dahulich (US Patent No. 5,335,685). The applicant respectfully submits that this ground of rejection is moot in view of the cancellation of these claims. Reconsideration of this ground of rejection in view of the cancellation of these claims is therefore respectfully solicited.

The Examiner has rejected claims 1, 6, 7, 12 and 14-18 under 35 U.S.C. § 102(b) as being anticipated by Hammond, US Patent No. 4,442,626. The applicant respectfully submits that this ground of rejection is moot in view of the cancellation of these claims. Reconsideration of this ground of rejection in view of the cancellation of these claims is therefore respectfully solicited.

The Examiner has rejected claims 9-11 under 35 U.S.C. § 103(a) as being unpatentable over Dahulich in view of Cawthon, US Patent No. 5,555,681. The applicant respectfully submits that this ground of rejection is moot in view of the cancellation of these claims. Reconsideration of this ground of rejection in view of the cancellation of these claims is therefore respectfully solicited.

The Examiner has rejected claims 19 and 20 under 35 U.S.C. § 103(a) as being unpatentable over Hammond. The applicant respectfully submits that this ground of rejection is moot in view of the cancellation of these claims. Reconsideration of this ground of rejection in view of the cancellation of these claims is therefore respectfully solicited.

The applicant has added new claims 21-48 for consideration herein. The applicant has thoroughly considered the prior art of record in drafting these claims, and respectfully submits that these claims are novel and nonobvious in view of the prior art of record. As such, the applicant respectfully submits that these claims stand in condition for allowance, and respectfully requests consideration and confirmation thereof.

Specifically, new claims 21-40 are directed to a tensioned tent such as that shown in the originally filed drawing and described in the originally filed specification. As such, the applicant respectfully submits that no new matter has been added by these claims. While the term "tensioned tent" does not appear *ipsis verbis* in the specification, the drawings, specifically Figs. 1 and 2 clearly illustrate such a tensioned tent, as opposed to the framed tents that are constructed with a rigid frame structure having a material draped thereover.

As opposed to such frame tents, tensioned fabric structures are extremely efficient. As is well known by those of ordinary skill in the art, in a tensioned fabric structure such as that shown in Figs. 1 and 2, the fabric becomes an important structural member of the tent system. The shape of the fabric is tailored to achieve the desired structural element by forming finding analysis. The fabric shapes are predicted using algorithms that account for the

material properties in both warp and fill directions and then adjusted for fabrication techniques. Because of such designs, tensioned fabric structures distribute loads more efficiently with lighter support systems than conventional frame tents. Indeed, the tensioned tent illustrated in Fig. 1 is a modular general purpose tent system (MGPTS) that incorporates the latest tensioned tent design to provide the military with a multi-purpose weather proof shelter for any environment.

Unlike conventional tensioned tent that utilized central poles that significantly reduce the interior floor space usable within such structures, the tensioned tent of the present invention utilizes a plurality of arch support structures that replace the center poles inside the tensioned tent so as to greatly increase the usable space therein.


New claims 41-49 are directed to this inner arch support structure for a tensioned tent. While these claims are a sub-combination of the combination claims 21-40, the applicant respectfully submits that these claim sets are properly in a signal application since the combination claims include all of the limitations of the sub-combination, and because the sub-combination does not have utility by itself or in another materially different combination. As such, these claims do not define a distinct invention under two-way distinctiveness. Further, the applicant respectfully submits that there is no serious burden that would be imposed on the Office in examining these claims in the same application. Therefore, the applicant respectfully submits that new claims 21-49 are properly included in a single application, and examination thereof is respectfully solicited.

In view of the above, the applicant respectfully submits that claims 21-49 are in condition for allowance having been drafted with full consideration of the prior art of record. Consideration of claims 21-49 and indication of their allowability at an early date are respectfully solicited.

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If the Examiner believes that a telephonic conversation will aid in the resolution of any issues not resolved herein, the Examiner is invited to contact the applicant's attorney at the telephone number listed below.

Respectfully submitted,

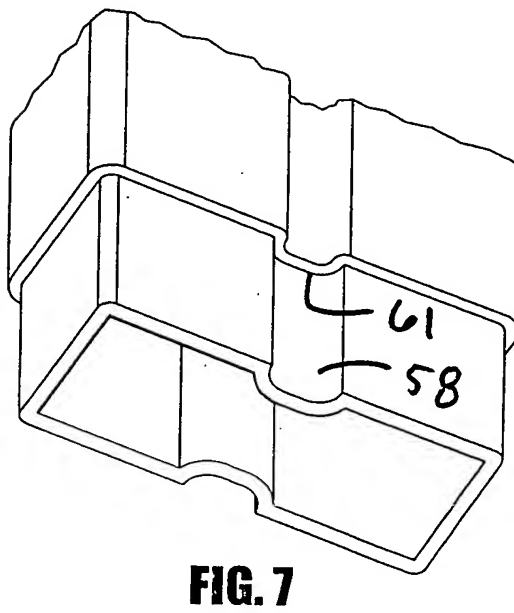
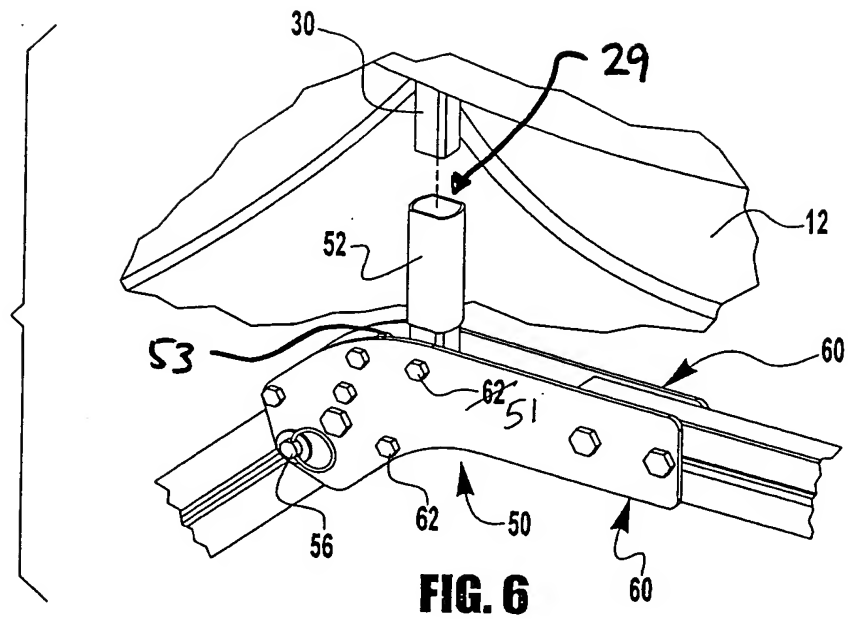


Jeffrey J. Makeever, Reg. No. 37390  
Reinhardt Boerner Van Deuren P.C.  
453 N. Mulford Road, Suite 7  
Rockford, Illinois 61107  
(815) 484-1900 (telephone)  
(815) 484-1032 (facsimile)

Date: April 11, 2006



Annotated Sheet



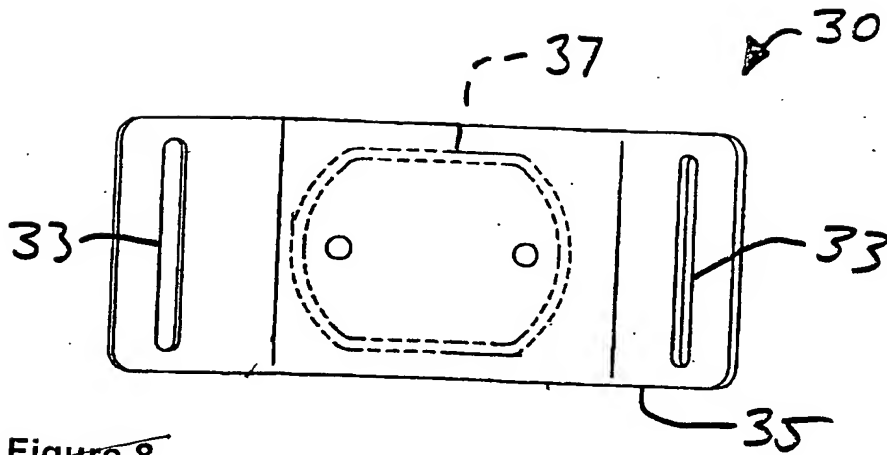


Figure 8

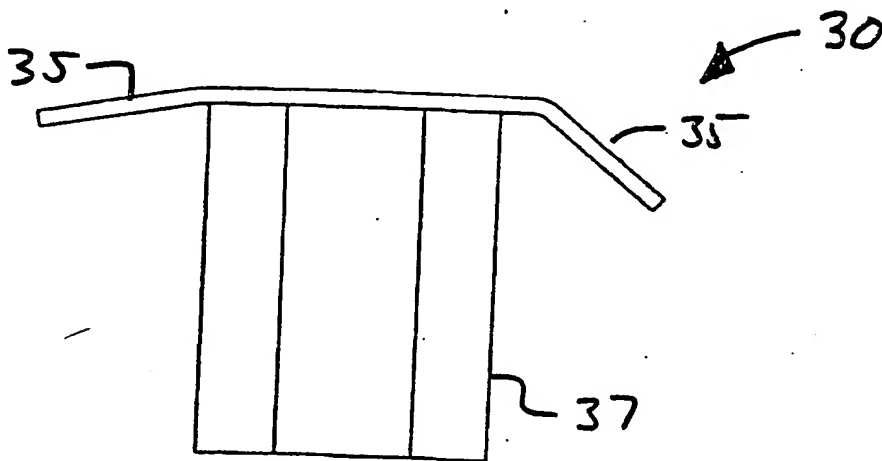


Figure 9